

DEC 15 2005

**CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS**

NOT FOR PUBLICATION
UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

ASMINE NURUL AHMED,

Petitioner,

v.

ALBERTO R. GONZALES, Attorney
General,

Respondent.

No. 04-74543

Agency No. A79-372-923

MEMORANDUM^{*}

On Petition for Review of an Order of the
Board of Immigration Appeals

Submitted December 5, 2005 ^{**}

Before: GOODWIN, W. FLETCHER, and FISHER, Circuit Judges.

Asmine Nurul Ahmed, a native and citizen of Fiji, petitions for review of a decision of the Board of Immigration Appeals (“BIA”) affirming the Immigration Judge’s (“IJ”) denial of her application for asylum, withholding of removal, and

^{*} This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

^{**} This panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

relief under the Convention Against Torture (“CAT”). We have jurisdiction pursuant to 8 U.S.C. § 1252. We review for substantial evidence the IJ’s opinion, which the BIA summarily adopted. *See Gormley v. Ashcroft*, 364 F.3d 1172, 1176 (9th Cir. 2004). We deny the petition for review.

The testimony and documentary evidence proffered by Ahmed do not compel a finding that the purse-snatchings and break-ins she described rose to the level of persecution on account of a protected ground or gave rise to a well-founded fear of future persecution. *See id.* at 1177; *see also Singh v. INS*, 134 F.3d 962, 970 (9th Cir. 1998). Therefore, substantial evidence supports the IJ’s finding that Ahmed is not eligible for either asylum or withholding. *See Singh*, 134 F.3d at 970-71.

Further, Ahmed has failed to show it was more likely than not that she would be tortured should she return to Fiji, and thus she is not eligible for CAT relief. *See Hasan v. Ashcroft*, 380 F.3d 1114, 1122-23 (9th Cir. 2004).

PETITION FOR REVIEW DENIED.